THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION NO: 22371 of 2006

Dated: 01-11-2006

Between:

I.V.Suryanarayana Raju

..... PETITIONER

AND

The Principal Chief Conservator of Forest,
Hyderabad and two others.

.....RESPONDENTS

THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION NO: 22371 of 2006

O R D E R:

This writ petition is filed seeking a declaration that the alleged action of the respondents in not considering the request of the petitioner for release of the Tractor and trailer bearing No. AP37 N-248 and AP37 N-269 respectively which was seized on 10-02-2006 in connection with an alleged forest offence, is arbitrary and illegal.

It is to be noted that initially the petitioner made an application on 10-07-2006, before the second respondent seeking interim custody of the vehicle pending enquiry into the alleged offence. However, in view of certain discrepancies found in the cause title of the petition, the same was returned by order dated 24-08-2006. The petitioner states that subsequently, the mistakes were rectified and the application was represented on 23-09-2006, which is still pending with the respondents. Hence, this writ petition.

Having heard the learned counsel for both the parties, and having regard to the fact that the application made by the petitioner before the second respondent-District Forest Officer, is pending and since the petitioner states that the mistakes as pointed out in the letter dated 24-08-2006 have already been rectified, without expressing any opinion on merits, the writ petition is disposed of with a direction to the second respondent to consider the request of the petitioner for interim custody of the seized vehicle and pass appropriate orders in

accordance with law within a period of two weeks from the date of receipt of a copy of this order. No costs.

G. ROHINI, J

Dated: 01-11-2006
KLP